

Adopted	Rejected
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## COMMITTEE REPORT

YES:	9
NO:	1

### MR. SPEAKER:

*Your Committee on Judiciary, to which was referred House Bill 1337, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 1, between the enacting clause and line 1, begin a new
- 2       paragraph and insert:
- 3       "SECTION 1. IC 16-41-37-4 IS AMENDED TO READ AS
- 4       FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4. A person who
- 5       smokes:
- 6       (1) in a public building, except in an area designated as a smoking
- 7       area under section 5 of this chapter;
- 8       (2) in the retail area of a grocery store or drug store that is
- 9       designated as a nonsmoking area by the store's proprietor;
- 10      (3) in the dining area of a restaurant that is designated and posted
- 11      as the restaurant's nonsmoking area by the restaurant's proprietor;
- 12      or
- 13      (4) in a school bus during a school week or while the school bus
- 14      is being used for a purpose described in section 2.3(3) of this
- 15      chapter;
- 16      **(5) in a public means of mass transportation, including a**

- 1           **train, an airplane, a taxicab, or a bus; or**  
 2           **(6) in an enclosed public mass transportation terminal or in a**  
 3           **public area within one hundred (100) feet of an entrance to an**  
 4           **enclosed public mass transportation terminal;**  
 5       commits a Class B infraction. However, the violation is a Class A  
 6       infraction if the person has at least three (3) previous unrelated  
 7       judgments for violating this section that are accrued within the twelve  
 8       (12) months immediately preceding the violation."  
 9       Page 2, after line 7, begin a new paragraph and insert:  
 10       **"(e) A person may not be stopped, inspected, or detained solely**  
 11       **to determine compliance with this section."**  
 12       Re-number all SECTIONS consecutively.  
       (Reference is to HB 1337 as introduced.)

**and when so amended that said bill do pass.**

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Representative Lawson L